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## Request for Continued Examination (RCE) Transmittal

Address to:  
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Alexandria, VA 22313-1450

Application Number	10/029,537
Filing Date	12/21/2001
First Named Inventor	RYDER
Art Unit	3637
Examiner Name	A. PHI DIEU TRAN
Attorney Docket Number	4007-003

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)  
ii.  Affidavit(s)/ Declaration(s)      iv.  Other Preliminary Amendment and Request...

2. **Miscellaneous**

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

a.  period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  
b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a.  Deposit Account No. 50-0548

i.  RCE fee required under 37 CFR 1.17(e)      ii.  Extension of time fee (37 CFR 1.136 and 1.17)      iii.  Other \_\_\_\_\_  
09/20/2004 HVUONG1 00000037 10029537  
01 FC:1801 770.00 OP

b.  Check in the amount of \$ 770.00 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	David S. Taylor	Registration No. (Attorney/Agent)	39,045
Signature		Date	09/17/2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Date
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

1fn  
RCE



**PATENT APPLICATION**  
Attorney Dkt. No.: 4007.003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

RYDER et al.

Application No. 10/029,537

Group Art Unit: 3637

Filed: December 21, 2001

Examiner: A. Phi Dieu Tran

For: CONTAINMENT ASSEMBLY

September 17, 2004

**PRELIMINARY AMENDMENT AND REQUEST FOR RECONSIDERATION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment and Request for Reconsideration is filed in response to the final Office Action of January 21, 2004. A request for continued examination (RCE) has been filed herewith.

The response deadline was previously extended to July 19, 2004 by the filing of a Notice of Appeal and three-month extension. Applicant respectfully submits that this response and RCE have been filed within two months of the Notice of Appeal, and that no further extensions are required at this time. In the event that the Patent Office disagrees, please accept this paper as a petition for extension and charge the deficient extension fee to Deposit Account No. 50-0548 and notify the undersigned.